

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

**IN RE: NATIONAL PRESCRIPTION  
OPIATE LITIGATION**

THIS DOCUMENT RELATES TO:

*The Montgomery County Board of County  
Commissioners et al. v. Cardinal Health, Inc.,  
et al., Case No. 1:18-op-46326-DAP (“Track  
Seven”)*

MDL 2804

Case No. 1:17-md-2804

Judge Dan Aaron Polster

**PLAINTIFF'S NOTICE OF WITHDRAWL OF MOTION FOR LEAVE TO FILE UNDER  
SEAL ITS MOTIONS TO EXCLUDE CERTAIN OPINIONS OF PATRICK J. MARSHALEK  
AND JOHN E. SCHNEIDER**

In light of the telephonic conference of the Court and the Parties held on February 9, 2023, during which defense counsel agreed the documents that are the subject of the motion could be filed publicly, Plaintiff hereby withdraws its motion, filed on February 7, 2023, ECF No. 4877, for leave to file under seal its motions to exclude certain opinions disclosed by Defendants' proffered expert witnesses Patrick J. Marshalek and John E. Schneider, together with their supporting exhibits.

Plaintiff will file unredacted copies of these documents on the Court's public docket.

Dated: February 9, 2023

Respectfully submitted,

*/s/Peter H. Weinberger*

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 9, 2023, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system and may be obtained by using the CM/ECF system. Copies will be served upon counsel of record by, and may be obtained through, the Court CM/ECF system.

/s/Peter H. Weinberger  
Peter H. Weinberger